

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

In re:

NATIONSRENT, INC., *et al.*¹

Debtors.

Case Nos. 01-11628 through 01-11639 (PJW)
Jointly Administered
Chapter 11

NATIONSRENT UNSECURED
CREDITOR'S LIQUIDATING TRUST,
through PERRY MANDARINO, not
personally, but as Trustee,

Plaintiff,

v.
OVERLAND MACHINERY CO.,

Defendant.

CIVIL ACTION NO. 04-CV-1089 (KAJ)

STIPULATION OF VOLUNTARY DISMISSAL

IT IS HEREBY stipulated and agreed between the above-captioned Plaintiff, Perry Mandarino, not personally, but as Trustee for the NationsRent, Inc. Unsecured Creditor's Liquidating Trust, and the above-captioned Defendant, Overland Machinery Co., that the above-referenced adversary proceeding is hereby dismissed with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, made applicable by Rule 7041 of the Federal Rules of Bankruptcy Procedure.

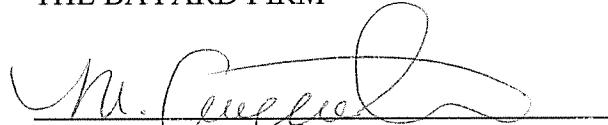
¹ NationsRent USA, Inc., NationsRent Transportation Services, Inc., NR Delaware, Inc., NRG, Inc., NationsRent West, Inc., Logan Equipment Corp., NR Dealer, Inc., NR Franchise Company, Inc., NationsRent of Texas, LP, and NationsRent of Indiana, LP

Dated: January 5th, 2005

LOWENSTEIN SANDLER PC
Paul Kizel, Esquire
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-and-

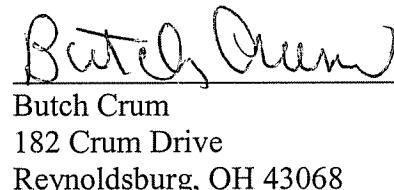
THE BAYARD FIRM



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personally, but as Trustee for the
NationsRent Unsecured Creditor's
Liquidating Trust

OVERLAND MACHINERY



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